

## **CITY COUNCIL MINUTES**

**March 28, 2011**

The Honorable Council of the City of Evansville met on regular session at 5:30 p.m. on Monday, March 28, 2011 in the City Council Chambers, Room 301 Civic Center Complex, Evansville, Indiana, with President B.J. Watts presiding. The following business was conducted.

**These minutes are not intended to be a verbatim transcript. Audiotapes of this meeting are on file in the City Clerk's Office.**

### **ROLL CALL:**

Present: McGinn, Mosby, Bredhold, Robinson, Friend, Adams, John, Walker, and Watts.

There being nine (9) members present and zero (0) members absent and nine (9) members representing a quorum, I hereby declare this session of the Common Council officially open.

### **PLEDGE OF ALLEGIANCE**

This evening the pledge of allegiance was led by Councilman John Friend.

Fellow Councilmen and those in the audience, welcome to the March 28, 2011 meeting of the Common Council.

### **TEEN ADVISORY COUNCIL**

Cameron Hilt, Kelly Featherstone, Maria Farnsley, Kayla Hammelman, Grace Shymanski, Emily Nesbitt.

### **COUNCIL ATTORNEY**

John Hamilton is City Council Attorney this evening.

### **SERGEANT AT ARMS**

This evening there is no Sergeant at Arms.

### **READING AND AMENDMENT OF MINUTES**

Is there a motion to approve the minutes of the March 14, 2011 meeting of the Common Council as written?

Councilman Friend moved and Councilman John seconded the motion to approve the minutes of the regular meeting of the Common Council held March 14, 2011.

Voice vote. So ordered.

### **REPORTS AND COMMUNICATIONS**

#### **IN YOUR MARCH 25<sup>th</sup> PACKET:**

- \*City Council Agenda for March 28, 2011 meeting.
- \*Committee Meeting Schedule.
- \*Minutes from the March 14, 2011 Meeting of the City Council.
- \*Ordinances G-2011-5 and G-2011-6.
- \*Resolutions C-2011-9 and C-2011-10.
- \*Vacation Studies and Return Receipts for G-2011-1 and G-2011-2.
- \* February 15, and March 1, 2011.Evansville Redevelopment Commission Minutes.

\*Report from Weights and Measures.

\*2010 Annual Financial Report.

**ON YOUR DESK THIS EVENING:**

\*Ordinance G-2011-3 as amended.

Councilwoman Mosby moved and Councilman John seconded the motion to receive, file and make these reports and communications a part of the minutes of the meeting. Voice vote. So ordered.

**CONSENT AGENDA**

**FIRST READING OF ORDINANCES OR RESOLUTIONS**

**ORDINANCE G-2011-5**                      **A.S.D.**    **ROBINSON**

An Ordinance amending Section 15.05.480 of Article VII of Chapter 15.05 of Title 15 of the City of Evansville Municipal Code (exemption from building and construction fee schedule)

**ORDINANCE G-2011-6**                      **A.S.D.**    **ROBINSON**

An Ordinance establishing a rental registry in furtherance of the City of Evansville's Property Maintenance Code and amending Title 15 of the City of Evansville Municipal Code

**RESOLUTION C-2011-9**                      **FINANCE**    **FRIEND**

A Resolution of the Common Council of the City of Evansville Confirming the Declaration of an Economic Revitalization Area for Property Tax Phase-In for the Redevelopment and/or Rehabilitation of Real Property and for the Acquisition and Installation of New Manufacturing Equipment (Mead Johnson & Company, LLC)

**RESOLUTION C-2011-10**                      **FINANCE**    **FRIEND**

A Preliminary Resolution of the Common Council of the City of Evansville Declaring an Economic Revitalization Area for Property Tax Phase-In for Redevelopment /Rehabilitation of Real Property and for the Acquisition and Installation of New Manufacturing Equipment (SS&C Technologies, Inc.)

Councilman John moved and Councilman Friend seconded the motion to adopt the Consent Agenda as written. Voice vote. So ordered.

**CONSENT AGENDA**

**SECOND READING OF ORDINANCES OR RESOLUTIONS**

**ORDINANCE G-2011-1**                      **PUBLIC WORKS**    **MOSBY**

An ordinance to vacate certain public right-of-way within the City of Evansville, Indiana, commonly known as right-of-way reserved for Jeanette Avenue at 3911 Pollack Avenue

**ORDINANCE G-2011-2**                      **PUBLIC WORKS**    **MOSBY**

An ordinance to vacate certain public right-of-way within the City of Evansville, Indiana, commonly known as right-of-way reserved for Jeanette Avenue at 3815 Pollack Avenue

**ORDINANCE G-2011-3**                      **A.S.D.**    **ROBINSON**

An ordinance amending Section 8.20.010 of Chapter 8.20 of Title 8 of the City of Evansville Municipal Code

**RESOLUTION C-2011-6****FINANCE****FRIEND**

A Preliminary Resolution of the Common Council of the City of Evansville Declaring an Economic Revitalization Area for Property Tax Phase-In for Redevelopment Rehabilitation of Real Property and for the Acquisition and Installation of New Manufacturing Equipment (Sugar Steel)

**COMMITTEE REPORT:****PUBLIC WORKS COMMITTEE****CHAIRWOMAN MOSBY**

**Councilwoman Mosby:** Mr. President, your Public Works Committee met this evening to hear Ordinances G-2011-1 and G-2011-2, and they come forward with a do pass recommendation.

**A.S.D. COMMITTEE****CHAIRWOMAN ROBINSON**

Councilwoman Robinson: Mr. President, your A.S.D. Committee met this evening to hear Ordinance G-2011-3 as amended and it comes forward with a do pass recommendation.

**FINANCE COMMITTEE****CHAIRMAN FRIEND**

**Councilman Friend:** Mr. President, your Finance Committee met this evening to hear Resolution C-2011-6 and it comes forward with a do pass recommendation

Councilwoman Mosby moved and Councilman Adams seconded the motion to adopt the committee reports and move these resolutions to Third Reading.

**REGULAR AGENDA****THIRD READING OF ORDINANCES AND RESOLUTIONS****ORDINANCE G-2011-1****PUBLIC WORKS****MOSBY**

An ordinance to vacate certain public right-of-way within the City of Evansville, Indiana, commonly known as right-of-way reserved for Jeanette Avenue at 3911 Pollack Avenue

Councilman Friend moved and Councilwoman Mosby seconded the motion to adopt Ordinance G-2011-1 and call the roll.

**Roll Call:**

Ayes: M<sup>c</sup>Ginn, Mosby, Bredhold, Robinson, Friend, Adams, John, Walker, and Watts.

There being nine (9) ayes and zero (0) nays, Ordinance G-2011-1 is hereby declared adopted.

**REGULAR AGENDA****THIRD READING OF ORDINANCES AND RESOLUTIONS****ORDINANCE G-2011-2****PUBLIC WORKS****MOSBY**

An ordinance to vacate certain public right-of-way within the City of Evansville, Indiana, commonly known as right-of-way reserved for Jeanette Avenue at 3815 Pollack Avenue

Councilman John moved and Councilwoman Mosby seconded the motion to adopt Ordinance G-2011-2 and call the roll.

**Roll Call:**

Ayes: M<sup>c</sup>Ginn, Mosby, Bredhold, Robinson, Friend, Adams, John, Walker, and Watts.

There being nine (9) ayes and zero (0) nays, Ordinance G-2011-2 is hereby declared adopted.

**REGULAR AGENDA**

**THIRD READING OF ORDINANCES AND RESOLUTIONS**

**ORDINANCE G-2011-3 (as amended) A.S.D.**

**ROBINSON**

An ordinance amending Section 8.20.010 of Chapter 8.20 of Title 8 of the City of Evansville Municipal Code

Councilman John moved and Councilman Friend seconded the motion to adopt Ordinance G-2011-3 as amended and call the roll.

**Roll Call:**

Ayes: McGinn, Mosby, Bredhold, Robinson, Friend, Adams, John, Walker, and Watts.

There being nine (9) ayes and zero (0) nays, Ordinance G-2011-3 as amended is hereby declared adopted.

**REGULAR AGENDA**

**THIRD READING OF ORDINANCES AND RESOLUTIONS**

**RESOLUTION C-2011-6**

**FINANCE**

**FRIEND**

A Preliminary Resolution of the Common Council of the City of Evansville Declaring an Economic Revitalization Area for Property Tax Phase-In for Redevelopment Rehabilitation of Real Property and for the Acquisition and Installation of New Manufacturing Equipment (Sugar Steel)

Councilman Friend moved and Councilman Walker seconded the motion to adopt Resolution C-2011-6 and call the roll.

**Roll Call:**

Ayes: McGinn, Mosby, Bredhold, Robinson, Friend, Adams, John, Walker, and Watts.

There being nine (9) ayes and zero (0) nays, Resolution C-2011-6 is hereby declared adopted.

**MISCELLANEOUS BUSINESS**

The next City Council meeting will be Monday, April 4, 2011 at 5:30 p.m. Committee meetings will begin at 5:15 p.m.

**Approval of Youth Leadership Grant Awards:**

**President Watts:** The Youth Leadership Grant Subcommittee met Monday, March 14, 2011 and recommended awards to the applicants. That spreadsheet was provided in your packet. Do I have a motion to approve these awards?

Councilman Adams moved and Councilman Friend seconded the motion to approve the Youth Leadership Grant awards for 2011. Voice vote. So ordered.

**COMMITTEE REPORTS:**

**ASD COMMITTEE:**

Re: Ordinance G-2011-5

Date: April 4, 2011

Time: 5:20 p.m.

Notify: Ben Miller

**CHAIRWOMAN ROBINSON**

Amending Section 15.05.480 of the  
Municipal Code (exemption from building  
and construction fee schedule)

Re: Ordinance G-2011-6  
Date: April 4, 2011  
Time: 5:20 p.m.  
Notify: Ben Miller

Amending Title 15 of the  
Municipal Code (establishing a rental  
registry in furtherance of the city's  
Property Maintenance Code)

**FINANCE COMMITTEE:**

Re: Resolution C-2011-10  
Date: April 4, 2011  
Time: 5:15 p.m.  
Notify: Deborah Dewey (GAGE)

**CHAIRMAN FRIEND**

Preliminary Tax Phase-In  
for SS&C Technology)

**FINANCE COMMITTEE:**

**April 11, 2011**  
Re: Resolution C-2011-9  
Date: April 11, 2011  
Time: 5:20 p.m.  
Notify: Donna Crooks (GAGE)

**CHAIRMAN FRIEND**

Confirming Tax Phase-In  
for Mead Johnson & Company, LLC

**PUBLIC WORKS COMMITTEE:**

Nothing scheduled at this time.

**CHAIRWOMAN MOSBY**

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**Public Hearing**

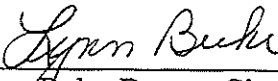
**March 30, 2011** City Council Joint public hearing with the County Commissioners  
Room 301 regarding the Plan of Reorganization  
Time: 5:30 p.m.

**John Hamilton:** Just to give council a heads up, the law on reorganization says that whenever that public hearing is concluded, both bodies then have 30 days to take all of their final actions, including modifications and rewrites to the plan and whatever action you take. I know that Attorney Ted Ziemer has recommended to the commissioners that at the meeting on Wednesday, March 30<sup>th</sup> you actually, instead of adjourning and concluding the meeting, you continue it until a later date. And he's suggesting like June 30<sup>th</sup> which would allow 90 days for the council and commissioners to have dialogue to consider what modifications you want and to allow the counsel for both bodies to rewrite any modifications or amendments. Then you would adjourn and renew that second public hearing which would be the continuation of the first one, then from that day forward you would have 30 days to take your final action. So that's going to be discussed Wednesday night. I just wanted you to have a heads up and understand why that was being recommended.

**ADJOURNMENT**

Councilman John moved and Councilwoman Mosby seconded the motion to adjourn.  
Voice vote. So ordered. Meeting adjourned at 5:45 p.m.

  
\_\_\_\_\_  
President, B. J. Watts

  
\_\_\_\_\_  
Lynn Buhr, Deputy City Clerk

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**RECOGNITION OF SCHOOLS**

**READING AND AMENDMENT OF MINUTES**

**REPORTS AND COMMUNICATIONS**

**CONSENT AGENDA**

**FIRST READING OF ORDINANCES OR RESOLUTIONS**

**ORDINANCE G-2011-5                      A.S.D.                      ROBINSON**

An Ordinance amending Section 15.05.480 of Article VII of Chapter 15.05 of Title 15 of the City of Evansville Municipal Code (exemption from building and construction fee schedule)

**ORDINANCE G-2011-6                      A.S.D.                      ROBINSON**

An Ordinance establishing a rental registry in furtherance of the City of Evansville's Property Maintenance Code and amending Title 15 of the City of Evansville Municipal Code

**RESOLUTION C-2011-9                      FINANCE                      FRIEND**

A Resolution of the Common Council of the City of Evansville Confirming the Declaration of an Economic Revitalization Area for Property Tax Phase-In for the Redevelopment and/or Rehabilitation of Real Property and for the Acquisition and Installation of New Manufacturing Equipment (Mead Johnson & Company, LLC)

**RESOLUTION C-2011-10                      FINANCE                      FRIEND**

A Preliminary Resolution of the Common Council of the City of Evansville Declaring an Economic Revitalization Area for Property Tax Phase-In for Redevelopment /Rehabilitation of Real Property and for the Acquisition and Installation of New Manufacturing Equipment (SS&C Technologies, Inc.)

**CONSENT AGENDA**

**SECOND READING OF ORDINANCES AND RESOLUTIONS**

**ORDINANCE G-2011-1                      PUBLIC WORKS                      MOSBY**

An ordinance to vacate certain public right-of-way within the City of Evansville, Indiana, commonly known as right-of-way reserved for Jeanette Avenue at 3911 Pollack Avenue

**ORDINANCE G-2011-2                      PUBLIC WORKS                      MOSBY**

An ordinance to vacate certain public right-of-way within the City of Evansville, Indiana, commonly known as right-of-way reserved for Jeanette Avenue at 3815 Pollack Avenue

**ORDINANCE G-2011-3                      A.S.D.                      ROBINSON**

An ordinance amending Section 8.20.010 of Chapter 8.20 of Title 8 of the City of Evansville Municipal Code

**RESOLUTION C-2011-6**                      **FINANCE**                      **FRIEND**

A Preliminary Resolution of the Common Council of the City of Evansville Declaring an Economic Revitalization Area for Property Tax Phase-In for Redevelopment/ Rehabilitation of Real Property and for the Acquisition and Installation of New Manufacturing Equipment (Sugar Steel)

**REGULAR AGENDA**

**THIRD READING OF ORDINANCES AND RESOLUTIONS**

**ORDINANCE G-2011-1**                      **PUBLIC WORKS**                      **MOSBY**

An ordinance to vacate certain public right-of-way within the City of Evansville, Indiana, commonly known as right-of-way reserved for Jeanette Avenue at 3911 Pollack Avenue

**ORDINANCE G-2011-2**                      **PUBLIC WORKS**                      **MOSBY**

An ordinance to vacate certain public right-of-way within the City of Evansville, Indiana, commonly known as right-of-way reserved for Jeanette Avenue at 3815 Pollack Avenue

**ORDINANCE G-2011-3**                      **A.S.D.**                      **ROBINSON**

An ordinance amending Section 8.20.010 of Chapter 8.20 of Title 8 of the City of Evansville Municipal Code

**RESOLUTION C-2011-6**                      **FINANCE**                      **FRIEND**

A Preliminary Resolution of the Common Council of the City of Evansville Declaring an Economic Revitalization Area for Property Tax Phase-In for Redevelopment/ Rehabilitation of Real Property and for the Acquisition and Installation of New Manufacturing Equipment (Sugar Steel)

**MISCELLANEOUS BUSINESS**

The next City Council meeting will be Monday, April 4, 2011 at 5:30 p.m. Committee Meetings will begin at 5:15 p.m.

**ADJOURNMENT**

The Honorable Council of the City of Evansville is hereby called to order. Madam Clerk, please call the roll.

**ROLL CALL**

☒ MCGINN

☒ MOSBY

☒ BREHOLD

☒ ROBINSON

☒ FRIEND

☒ ADAMS

☒ JOHN

☒ WALKER

☒ WATTS

There being 9 members present, 0 members absent, and      members representing a quorum, I hereby declare this session of Common Council officially opened.

**PLEDGE OF ALLEGIANCE**

This evening the pledge of allegiance will be led by John Friend

Fellow Councilmen and those in the audience, welcome to the March 28, 2011 meeting of the Common Council.

**RECOGNITION OF SCHOOLS**

Are there any students in the audience who would like to be recognized?

SCHOOL: \_\_\_\_\_  
NAME: \_\_\_\_\_

SCHOOL: \_\_\_\_\_  
NAME: \_\_\_\_\_

**TEEN ADVISORY COUNCIL**

KAYLA HAMMELMAN  
GRACE SHYMANSKY  
CAMERON

KELLI  
MARIA FARNSLEY  
EMILY MESBITT

**COUNCIL ATTORNEY**

This evening John Hamilton is City Council Attorney.

**SERGEANT AT ARMS**

This evening Officer NONE is our Sergeant at Arms.

**READING AND AMENDMENT OF MINUTES OF PRECEDING MEETING**

Is there a motion to approve the minutes of the March 14, 2011 meeting of the Common Council as written?

Councilman Friend moved and Councilman John seconded the motion that the minutes of the regular meeting of the Common Council held March 14, 2011 be approved as written. Voice vote. ✓ So ordered. ✓



**REPORTS AND COMMUNICATIONS**  
**IN YOUR MARCH 25<sup>th</sup> PACKET:**

- \*City Council Agenda for March 28, 2011 meeting.
- \*Committee Meeting Schedule.
- \*Minutes from the March 14, 2011 Meeting of the City Council.
- \*Ordinances G-2011-5 and G-2011-6.
- \*Resolutions C-2011-9 and C-2011-10.
- \*Vacation Studies and Return Receipts for G-2011-5 and G-2011-6.
- \* February 15, and March 1, 2011.Evansville Redevelopment Commission Minutes.
- \*Report from Weights and Measures.
- \*2010 Annual Financial Report.

**ON YOUR DESK THIS EVENING:**

- \*Ordinance G-2011-3 as amended.

Councilman Mosley moved and Councilman John  
seconded the motion to receive, file and make these reports and communications a part of  
the minutes of the meeting. Voice vote. ✓ So ordered. ✓

**CONSENT AGENDA**

**FIRST READING OF ORDINANCES OR RESOLUTIONS**

**ORDINANCE G-2011-5                      A.S.D.                      ROBINSON**

An Ordinance amending Section 15.05.480 of Article VII of Chapter 15.05 of Title 15 of the City of Evansville Municipal Code (exemption from building and construction fee schedule)

**ORDINANCE G-2011-6                      A.S.D.                      ROBINSON**

An Ordinance establishing a rental registry in furtherance of the City of Evansville's Property Maintenance Code and amending Title 15 of the City of Evansville Municipal Code

**RESOLUTION C-2011-9                      FINANCE                      FRIEND**

A Resolution of the Common Council of the City of Evansville Confirming the Declaration of an Economic Revitalization Area for Property Tax Phase-In for the Redevelopment and/or Rehabilitation of Real Property and for the Acquisition and Installation of New Manufacturing Equipment (Mead Johnson & Company, LLC)

**RESOLUTION C-2011-10                      FINANCE                      FRIEND**

A Preliminary Resolution of the Common Council of the City of Evansville Declaring an Economic Revitalization Area for Property Tax Phase-In for Redevelopment /Rehabilitation of Real Property and for the Acquisition and Installation of New Manufacturing Equipment (SS&C Technologies, Inc.)

Is there a motion to adopt the Consent Agenda as written?

Councilman John moved and Councilman Friend seconded the Motion to adopt the Consent Agenda as written. Voice vote. ✓ So ordered. ✓

**CONSENT AGENDA**

**SECOND READING OF ORDINANCES AND RESOLUTIONS**

**ORDINANCE G-2011-1**                      **PUBLIC WORKS**                      **MOSBY**

An ordinance to vacate certain public right-of-way within the City of Evansville, Indiana, commonly known as right-of-way reserved for Jeanette Avenue at 3911 Pollack Avenue

**ORDINANCE G-2011-2**                      **PUBLIC WORKS**                      **MOSBY**

An ordinance to vacate certain public right-of-way within the City of Evansville, Indiana, commonly known as right-of-way reserved for Jeanette Avenue at 3815 Pollack Avenue

**ORDINANCE G-2011-3**                      **A.S.D.**                      **ROBINSON**

An ordinance amending Section 8.20.010 of Chapter 8.20 of Title 8 of the City of Evansville Municipal Code

**RESOLUTION C-2011-6**                      **FINANCE**                      **FRIEND**

A Preliminary Resolution of the Common Council of the City of Evansville Declaring an Economic Revitalization Area for Property Tax Phase-In for Redevelopment Rehabilitation of Real Property and for the Acquisition and Installation of New Manufacturing Equipment (Sugar Steel)

**COMMITTEE REPORTS:**

**PUBLIC WORKS COMMITTEE**                      **CHAIRWOMAN MOSBY**

**Councilwoman Mosby:** Mr. President, your Public Works Committee met this evening to hear Ordinances G-2011-1 and G-2011-2 and they come forward with a (do pass/do not pass) recommendation.

**FINANCE COMMITTEE**                      **CHAIRMAN FRIEND**

**Councilman Friend:** Mr. President, your Finance Committee met this evening to hear Resolution C-2011-6 and it comes forward with a (do pass/do not pass) recommendation

**A.S.D. COMMITTEE**                      **CHAIRWOMAN ROBINSON**

**Councilwoman Robinson:** Mr. President, your A.S.D. Committee met this evening to hear Ordinance G-2011-3 as amended and it comes forward with a (do pass/do not pass) recommendation.

Councilman Mosby moved and Councilman Adams seconded the motion to adopt the Committee Reports and move this Ordinance and Resolution to Third Reading. Voice vote. ✓ So ordered. ✓

**REGULAR AGENDA**

**THIRD READING OF ORDINANCES AND RESOLUTIONS**

**ORDINANCE G-2011-1**

**PUBLIC WORKS**

**MOSBY**

An ordinance to vacate certain public right-of-way within the City of Evansville, Indiana, commonly known as right-of-way reserved for Jeanette Avenue at 3911 Pollack Avenue

Is there a motion to adopt Ordinance G-2011-1 and call the roll?

Councilman Friend moved and Councilman Mosby seconded the motion to adopt Ordinance G-2011-1 and call the roll.

**ROLL CALL**

✓ MCGINN

✓ ROBINSON

✓ JOHN

✓ MOSBY

✓ FRIEND

✓ WALKER

✓ BREHOLD

✓ ADAMS

✓ WATTS

There being 9 Ayes and 0 Nays, Ordinance G-2011-1 is hereby declared  
ADOPTED/DENIED.

**REGULAR AGENDA**

**THIRD READING OF ORDINANCES AND RESOLUTIONS**

**ORDINANCE G-2011-2**

**PUBLIC WORKS**

**MOSBY**

An ordinance to vacate certain public right-of-way within the City of Evansville, Indiana, commonly known as right-of-way reserved for Jeanette Avenue at 3815 Pollack Avenue

Is there a motion to adopt Ordinance G-2011-2 and call the roll?

Councilman John moved and Councilman Mosby seconded the motion to adopt Ordinance G-2011-2 and call the roll.

**ROLL CALL**

✓ M<sup>C</sup>GINN

✓ ROBINSON

✓ JOHN

✓ MOSBY

✓ FRIEND

✓ WALKER

✓ BREHOLD

✓ ADAMS

✓ WATTS

There being 9 Ayes and 0 Nays, Ordinance G-2011-2 is hereby declared  
ADOPTED/DENIED.

**REGULAR AGENDA**

**THIRD READING OF ORDINANCES AND RESOLUTIONS**

**ORDINANCE G-2011-3 AS AMENDED A.S.D.**

**ROBINSON**

An ordinance amending Section 8.20.010 of Chapter 8.20 of Title 8 of the City of  
Evansville Municipal Code

Is there a motion to adopt Ordinance G-2011-3 and call the roll?

Councilman John moved and Councilman Friend seconded the  
motion to adopt Ordinance G-2011-3 and call the roll.

**ROLL CALL**

✓ MCGINN

✓ ROBINSON

✓ JOHN

✓ MOSBY

✓ FRIEND

✓ WALKER

✓ BREHOLD

✓ ADAMS

✓ WATTS

There being 9 Ayes and 0 Nays, Ordinance G-2011-3 is hereby declared  
ADOPTED/DENIED.

**REGULAR AGENDA**

**THIRD READING OF ORDINANCES AND RESOLUTIONS**

**RESOLUTION C-2011-6**

**FINANCE**

**FRIEND**

A Preliminary Resolution of the Common Council of the City of Evansville Declaring an Economic Revitalization Area for Property Tax Phase-In for Redevelopment Rehabilitation of Real Property and for the Acquisition and Installation of New Manufacturing Equipment (Sugar Steel)

Is there a motion to adopt Resolution C-2011-6 and call the roll?

Councilman Friend moved and Councilman Walker seconded the motion to adopt Resolution C-2011-6 and call the roll.

**ROLL CALL**

✓ MCGINN

✓ MOSBY

✓ BREHOLD

✓ ROBINSON

✓ FRIEND

✓ ADAMS

✓ JOHN

✓ WALKER

✓ WATTS

There being 9 Ayes and 0 Nays, Resolution C-2011-6 is hereby declared  
ADOPTED/DENIED.

**MISCELLANEOUS BUSINESS**

The next City Council meeting will be Monday, April 4, 2011 at 5:30 p.m. Committee meetings will begin at 5:20 p.m.

**Approval of Youth Leadership Grant Awards:**

President Watts: The Youth Leadership Grant Subcommittee met Monday, March 14, 2011 and recommended awards to the applicants. That spreadsheet was provided in your packet. Do I have a motion to approve these awards?

Councilman Adams moved and Councilman Friend seconded the motion to approve the Youth Leadership Grant awards for 2011. Voice vote. So ordered.

*Missy Mosley*  
*Pres. Watts*



**COMMITTEE REPORTS:**

**ASD COMMITTEE:**

Re: Ordinance G-2011-5  
Date: April 4, 2011  
Time: 5:20 p.m.  
Notify: Ben Miller

**CHAIRWOMAN ROBINSON**

Amending Section 15.05.480 of the  
Municipal Code (exemption from building  
and construction fee schedule)

Re: Ordinance G-2011-6  
Date: April 4, 2011  
Time: 5:20 p.m.  
Notify: Ben Miller

Amending Title 15 of the  
Municipal Code (establishing a rental  
registry in furtherance of the city's  
Property Maintenance Code)

**FINANCE COMMITTEE:**

Re: Resolution C-2011-10  
Date: April 4, 2011  
Time: 5:15 p.m.  
Notify: Deborah Dewey (GAGE)

**CHAIRMAN FRIEND**

Preliminary Tax Phase-In  
for SS&C Technology)

**FINANCE COMMITTEE:**

**April 11, 2011**  
Re: Resolution C-2011-9  
Date: April 11, 2011  
Time: 5:20 p.m.  
Notify: Donna Crooks (GAGE)

**CHAIRMAN FRIEND**

Confirming Tax Phase-In  
for Mead Johnson & Company, LLC

**PUBLIC WORKS COMMITTEE:**

Nothing scheduled at this time.

**CHAIRWOMAN MOSBY**

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**Public Hearing**

**March 30, 2011** City Council Joint public hearing with the County Commissioners  
Room 301 regarding the Plan of Reorganization  
Time: 5:30 p.m.

*Hamilton*

*30 days*

*Continue March 30 to June 30  
(do not adjourn) ↑ 30 days from*

**ADJOURNMENT**

Councilman *John* moved and Councilman *Mosby*

seconded the motion to adjourn. Voice Vote. *✓* So Ordered. *✓*

Meeting adjourned at *5:45* p.m.

# CITY COUNCIL

## COMMITTEE MEETING SCHEDULE

### March 28, 2011

#### A.S.D. COMMITTEE:

Re: Ordinance G-2011-3

Date: March 28, 2011

Time: 5:00 p.m.

Notify: Chief Jarboe/Robert Rock

#### CHAIRWOMAN ROBINSON

Amending 8.20.010 of the Municipal Code

#### FINANCE COMMITTEE:

Re: Resolution C-2011-6

Date: March 28, 2011

Time: 5:10 p.m.

Notify: Donna Crooks

#### CHAIRMAN FRIEND

Preliminary Tax Phase-In  
for Sugar Steel.

#### PUBLIC WORKS COMMITTEE:

Re: Ordinance G-2011-1

Date: March 28, 2011

Time: 5:20 p.m.

Notify: David Schminke

#### CHAIRWOMAN MOSBY

Petition to vacate right-of-way  
3911 Pollack Avenue

Re: Ordinance G-2011-2

Date: March 28, 2011

Time: 5:20 p.m.

Notify: David Schminke

Petition to vacate right-of-way  
3815 Pollack Avenue

### April 4, 2011

#### A.S.D. COMMITTEE:

Re: Ordinance G-2011-5

Date: April 4, 2011

Time: 5:20 p.m.

Notify: Ben Miller (Building Commissioner)

#### CHAIRWOMAN ROBINSON

Amending 15.05.480 of the Municipal Code  
(Exemption from Building and Construction Fees)

Re: Ordinance G-2011-6

Date: April 4, 2011

Time: 5:20 p.m.

Notify: Ben Miller

Amending Title 15 of the  
Municipal Code (establishing a rental  
registry in furtherance of the city's  
Property Maintenance Code)

#### FINANCE COMMITTEE:

Re: Resolution C-2011-10

Date: April 4, 2011

Time: 5:15 p.m.

Notify: Deborah Dewey (GAGE)

#### CHAIRMAN FRIEND

Preliminary Tax Phase-In  
for SS&C Technology)

.....  
**April 11, 2011**

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**FINANCE COMMITTEE:**

Re: Resolution C-2011-9

Date: April 11, 2011

Time: 5:20 p.m.

Notify: Donna Crooks

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**CHAIRMAN FRIEND**

Confirming Tax Phase-In

for Mead Johnson & Company, LLC.

.....  
**May 23, 2011**

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**PUBLIC WORKS COMMITTEE:**

Re: Ordinance G-2010-23

Date: May 23, 2011

Time: 5:20 p.m.

Notify: Maria Worthington

.....  
**CHAIRWOMAN MOSBY**

Petition to vacate right-of-way

Alley between Walnut and Locust

2011 Youth Leadership Grant Applications

	Organization	Name	Address	Zip Code	Phone	Event	Request	Grant	Tax ID
1	Career and Technical Education	James Niehaus	1901 Lynch Rd	47711	435-8817	Skills/VICA Contest	\$500.00	\$250.00	35-1071682
2	Central High School Marketing	Sherry Dockery	5400 First Ave.	47710	435-8888	Career Day Leadership Conference	\$1,269.00	\$650.00	35-1071682
	North High School BPA	Kari Kirsch	2319 Stringtown Rd.	47711	435-8283	National Leadership Conference	\$1,000.00	\$500.00	35-1071682
4	Imprint Center, Inc.	Karen L. Ragland	5600 Washington Ave.	47715	305-5943	Annual Youth Summit	\$500.00	\$250.00	20-5950377
5	Impact Ministries	Jane Schu	720 SE Eighth St.	47713	422-7607	Business Leaders Summer Camp	\$2,000.00	\$1,000.00	35-1887041
6	Junior Achievement of SW Indiana	Theo Boots	233 S.E. Third Street	47713	425-8152	Materials for Glenwood Leadership Academy	\$1,350.00	\$975.00	35-6048156
7	Reitz High School BPA	Lynn Arteberry	350 Dreier Blvd.	47712	435-8206	National Leadership Conference( \$500/student)	\$2,000.00	\$1,000.00	35-1071682
8	North High School DECA	Mechelle Gilles	2319 Stringtown Rd.	47711	435-8888	International DECA Conference	\$1,600.00	\$800.00	35-1071682
9	Youth Resources Teen Advisory	Krista Decker	P.O. Box 3635	47735	421-0030	Leadership Development Retreat	\$1,500.00	\$1,500.00	35-1719143
10	Youth Resources TEENPOWER	Krista Decker	P.O. Box 3635	47735	421-0030	TEENPOWER Camp	\$1,200.00	\$825.00	35-1719143
11	North High School FCCLA	Alyson McIntyre	2319 Stringtown Rd.	47711	435-8888	FCCLA National Leadership Conference	\$1,500.00	\$750.00	35-1071682
12	Bosse High School BPA	Linda Schaffer	1300 Washington Ave.	47714	477-1661	National Leadership Conference	\$2,000.00	\$1,000.00	35-1071682
14	Central High School BPA	Kelli Walker	5400 N. First Avenue	47710	435-8563	Business Professionals of America Conference	\$1,000.00	\$500.00	35-1071682
	#13 Withdrew								
	\$10,000 Available					Total	\$17,419.00	\$10,000.00	

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**Evansville Redevelopment Commission**  
**Tuesday, February 15, 2011**

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A regular meeting of the Evansville Redevelopment Commission was held on Tuesday, February 15, 2011 at 8:30 a.m. in Room 307, Civic Center Complex, Evansville, Indiana.

**Attendance**

Commission members present: Jay Carter, Jody Phillips, Bob Goldman, Sara Miller, and Greg Elpers. Also in attendance: DMD Staff – Tom Barnett, Jane Reel, Lana Abel, Adam Schaaf, and Sarah Howard, as well as Legal counsel – Brad Salmon. Commission members absent: Karen Ragland (non-voting member).

**Call to Order**

Mr. Goldman called the meeting to order pronouncing a quorum present.

**Approval of Minutes of February 1, 2011**

Mr. Goldman tabled approval of the February 1, 2011 minutes until next meeting on March 1, 2011.

**Approval of Accounts Payable Voucher Register**

Ms. Abel stated that the City of Evansville has upgraded the financial system; therefore the vouchers are individual right now. She stated she does not know what format they will be in the future.

Mr. Goldman inquired if all three vouchers were to be voted on at once. Ms. Abel replied that due to conflict with one of the vouchers, one member would have to abstain from that vote; thus, she requests all three vouchers be voted on separately.

Mr. Goldman called for a motion to approve the voucher for the Evansville Museum's "Reaching for the Stars" program for \$250,000 for the 2010 campaign.

Ms. Miller made a motion to approve the voucher. Mr. Elpers seconded. The motion passed with 5 ayes and 0 nays.

Mr. Goldman stated that the next voucher was the water bill for the three garages for \$104.46.

Ms. Miller made a motion to approve the voucher. Mr. Elpers seconded. The motion passed with 5 ayes and 0 nays.

Mr. Goldman state that the final voucher is for \$6,040.00 to Veazey Parret.

Mr. Phillips requested to abstain from this vote. Ms. Miller made a motion to approve the voucher. Mr. Elpers seconded. The motion passed with 4 ayes, 0 nays, and 1 abstention.

**Design Review Applications**

**YWCA – 118 Vine St – Banner for 100 Years of Service**

Ms. Abby Waninger, GAGE representative, spoke on behalf of this application submitted by Erika Taylor of YWCA. Ms. Waninger stated the YWCA is requesting permission to hang a 30" x 300" vinyl banner at 1800 Vine St. She stated that Committee members made note that it is discouraged to display vinyl signs outside in the Downtown Redevelopment Area. However, she stated the Area Plan Commission had approved the banner to remain for one year and the Design Review Committee agreed. Ms. Waninger also stated that should the banner be damaged, Lindsay Hartz of the YWCA assured the Design Review Committee that the sign would be either repaired or removed. She stated that with that agreement, the request received unanimous approval from the Design Review Committee.

Ms. Miller made a motion to approve the request. Mr. Phillips seconded. The request passed with 5 ayes and 0 nays.

**All American Hot Dog Co. – Various Downtown Locations – Tim Yokel**

Mr. Yokel was not able to attend the meeting therefore Lana Abel represented this application. Mr. Yokel submitted the same application as last year. He has current health department paperwork, current retail merchant certificate, photos of the cart, a list of items for sale with their prices, and his hours of operation.

**FILED**

**MAR 15 2011**

*Alberta Matlock*  
CITY CLERK

Evansville Redevelopment Commission

Mr. Elpers made a motion to approve the application. Mr. Phillips seconded. The application was passed with 5 ayes and 0 nays.

**Downtown Redevelopment Area**

**Opening of Bids for "Downtown Signal Implementation Project Phase II"**

Brad Salmon stated that the bid packages for Phase II of the Downtown Signal Implementation Project were scheduled to be opened today. Four bids were received from Hummel Electric of Evansville, IN, for a total bid of \$1,149,962.62; James Drew Corporation of Indianapolis, IN, with a total bid of \$1,251,199.80; Martell Electric of South Bend, IN, with a total bid of \$1,199,031.70; and Michiana Contracting, Inc. of Plymouth, IN, with a total of \$1,233,966.29. Mr. Salmon stated that the Commission will take them under advising. Mr. Goldman inquired if the proposal included alternate bids.

Pat Keepes, City Engineer, confirmed. He stated that each bid should include two addendums in the bid package.

Mr. Goldman inquired about the status of Phase I Downtown Signalization Project.

Mr. Keepes stated that they are on schedule.

**11-ERC-07 Accepting Recommendations Concerning the Arena Management Contract (tabled from February 1, 2011)**

Mr. John Kish, Arena Project Manager, summarized that the Arena Management Committee submitted their recommendation to the Commission at the February 1<sup>st</sup> meeting, and most of them are present to communicate their assessments to the Commission.

Kathy Kleindorfer, chair of the Arena Project Advisory Committee, stated that the other members of the Committee are Dave Rector, representing the Building Authority; Sara Miller, representing the Evansville Redevelopment Commission; Andy Goebel; Ed Hafer; Wayne Henning; and John Friend, representing the City Council. Mr. Friend is not present at this meeting. She stated that Mr. Kish and she represent the Arena Project Advisory Committee and sit on all its subcommittees. She stated that the process was completed very thoroughly and would be happy to explain more if requested. Ms. Kleindorfer stated that they are very enthused about their selection of VenuWorks. The Committee has done additional due diligence since the February 1<sup>st</sup> Commission meeting and remain committed to the selection of VenuWorks. She stated that they are very excited about the plans that VenuWorks have for the future of the arena.

Mr. Goldman inquired if the Committee reached a consensus.

Ms. Kleindorfer confirmed that at a meeting after the interviews a consensus was reached that VenuWorks was the best choice.

Mr. Ed Hafer, member of the Arena Project Advisory Committee, stated that he recommended VenuWorks. He said the whole process took months from the Request for Qualifications (RFQ) including meetings held by the Committee, meeting with two outside consultants for entertainment advice, and the interviews. He stated that it was a unanimous decision. He feels comfortable with the decision that was made by the Committee that VenuWorks can bring big acts to the arena, that the competition between the arena and the Centre will be a good thing, and that VenuWorks will be a good steward to the City's investment in the arena.

Mr. Goldman stated that Mr. Hafer & Mr. Kish have negotiated a substantial amount of contracts in their careers. He inquired Mr. Hafer's thoughts on the process of selecting a management company and how the service agreements were discussed within the committee.

Mr. Hafer stated that he felt it was a very fair and equitable process. He continued by stating that the committee asked the right questions and each of the three applicants got a fair shot.

## Evansville Redevelopment Commission

Andy Goebel, member of the Arena Project Advisory Committee, stated that he was also involved with the Roberts Stadium Committee. He stated that it always comes down to what's best for the community and the best partner for Evansville's community is VenuWorks.

Mr. Henning, member of the Arena Project Advisory Committee, stated that he concurred with what the previous members of the Committee stated.

Mr. Steve Peters, President & CEO of VenuWorks, stated that it was an honor and a privilege to bid on this facility, which he applauded for being designed to match the market size. He stated that his company's focus has been on cities close to the same size as Evansville, such as Topeka (Kansas) and the Quad Cities. He stated the problems from facility to facility are usually the same, but the solutions are always different. Therefore, his company's professional staff is dedicated to tailoring facility management to the specific facility. He stated that his company's field staff, which is vast despite the company's small nature, is fully supported by the company's home office. Further, Mr. Peters stated that his company assists with finer details such as ticket sales, suite sales, advertising, naming rights, and FF&E (furnishings, fixtures, and equipment). He stated that he attended the Pollstar management conference in Los Angeles, which tracks the touring entertainment industry. He stated that besides a small stadium under construction in L.A., the conference was buzzing about Evansville's new Arena.

Ms. Miller requested that Mr. Peters restate his view that he shared at the interview on the competition between the Centre managed by SMG and the Arena managed by VenuWorks.

Mr. Peters stated that there should be opportunities to work together, incorporating all of the facilities as possible. He shared as an example the tour of Billy Packer and Bob Knight talking basketball on stage, which could utilize the Centre while a sports exhibition or basketball game occurs on the floor of the Arena. He stated that the County is responsible for the Centre and the City is responsible for the Arena, and inappropriate competition should not be tolerated. Mr. Peters again cited similar scenarios in cities such as Topeka (KS) and Des Moines (IA) and the competing companies complement each other rather than compete.

Mr. Kish stated two weeks ago the Commission received letters in support of SMG from County Council President Joe Kiefer, County Board of Commissioners President Lloyd Winnecke, County Commission Vice-President Marsha Abell regarding the issue, and Mr. Goldman stated there was also a letter from City Council (members B.J. Watts, Missy Mosby Curt John and John Friend) in support of maintaining SMG as Arena management.

Mr. Goldman stated there was also a letter from University of Evansville Athletic Director Stanley, stating that the University Of Evansville requests to stay neutral.

Mr. Kish recognized the many volunteer hours spent by the Commission and the interview committee in reaching this conclusion. He stated the committee was assembled to get the best for Evansville. He stated that he feels the 5 to 6 months of laboring on this decision has produced the best results for Evansville, the arena, and the downtown environment and is presented to the Commission for its review.

Mr. Goldman stated this is a tremendous opportunity moving forward, considering the level of executive accomplishments from the interview committee, as well as from the Mayor, President Kiefer, President Winnecke, and Director Stanley. He stated that he felt it is appropriate to allow the competition between VenuWorks and SMG. Mr. Goldman opened the discussion for a motion to approve the resolution.

Ms. Miller made a motion to approve the resolution. Mr. Phillips seconded. The motion passed with 5 ayes and 0 nays.

### **11-ERC-08 Acceptance of Proposal in connection with the Downtown Hotel Development through an offering of real estate owned by the City of Evansville, Indiana, Redevelopment Commission and related matters**

Mr. Kish stated that on February 8, 2011, one response was received for the RFP (Request for Proposal) for developing the new Downtown hotel. He stated that the RFP has been reviewed by Commission attorneys at Bingham McHale and himself. He stated it is his opinion and the opinion of Bingham McHale

that the response conforms to the RFP, and is recommended for approval. The response was submitted by Woodruff Hospitality, whose representatives were present in the meeting.

Mr. Goldman inquired if the difficulties of contract negotiations were already in alignment.

Mr. Kish responded stating that most issues were in alignment, but the absence of the senior lender underwriting the mortgage for the developer was missing. He stated that the senior lender must be aligned with the Evansville Economic Development Commission which extends loan provisions. He stated this will be handled by the attorneys.

Mr. Elpers made a motion to approve the resolution. Ms. Miller seconded. The motion passed with 5 ayes and 0 nays.

**11-ERC-09 Authorizing Second Amendment to the Building and Rooftop Lease Agreement with GTE Wireless of the Midwest Incorporated d/b/a Verizon Wireless**

Mr. Kish stated that the parking garage that stands on the site of the hotel development has two cell phone towers on its roof; one tower belongs to AT&T and the other to Verizon Wireless (formally known as GTE Wireless). He stated that this resolution is the most expeditious way to remove Verizon's tower, as AT&T has already agreed to move their tower to their own nearby building.

Mr. Goldman inquired with the advances of technology, will contracts contain language dictating removal of obsolete equipment. Mr. Kish responded that he was not sure.

Mr. Salmon, Commission Legal counsel, stated that there is no such language in the current lease, but perhaps a separate agreement to such may be negotiated by Verizon and the new hotel owners.

Mr. Kish stated that Verizon does pay rent for its tower, thus unnecessary structures would most likely be removed to avoid paying rent on those items.

Mr. Goldman inquired if another entity, if not the Commission, should be involved in ensuring removal of obsolete structures.

Mr. Kish responded that he has seen most leases require returning leased space back to original condition.

Mr. Salmon stated that the lease agreement is already in place, but he has no problems approaching Verizon with this request. He also stated that answering this question is not required to move forward with this current resolution.

Ms. Miller made a motion to approve the resolution. Mr. Phillips seconded. The motion passed with 5 ayes and 0 nays.

**Other Business**

**11-ERC-10 Authorizing an Extension of the 2010 Agreement for Mowing Services**

Ms. Abel stated that the 2011 contract for mowing services is being brought for Commission approval. She stated that a new company has been used in 2010, which mows lawns of properties owned by the Redevelopment Commission, the Department of Metropolitan Development, and the Evansville Brownfields Corporation. She said the company's results are pleasing. In addition, she stated the company received compliments from citizens rather than the multiple daily complaints received by other mowing services in previous years.

Mr. Goldman inquired for clarification that this contract extension comes with Ms. Abel's recommendation.

Ms. Abel responded that this contract has high recommendations.

Ms. Miller inquired about the rates negotiated in the contract. Ms. Abel responded that the rates are the same as last year. With no further questions, Mr. Goldman opened the discussion for a motion.



Evansville Redevelopment Commission

Mr. Phillips made a motion to approve the resolution. Ms. Miller seconded. The resolution passed with 5 ayes and 0 nays.

**Updates to the Downtown Design Review Process – For Discussion**

Mr. Salmon stated he was still in the process of preparing those files. There was no further discussion and no action was taken.

**Update from John Kish/Other Arena Business**

Mr. Kish stated he had received an email on February 14th stating that there was a burst pipe in the old Executive Inn tower. He stated that this resulted in the water being shut off, rendering the fire sprinklers inactive. His recommendation is to not spend the money repairing the pipe, but there is also a community interest to not see the tower engulfed in flames. Mr. Kish suggested the timetable for demolishing the tower should be sped up, perhaps on an emergency basis. He stated expedited demolition is more prudent than repairing the burst pipe. He suggested a meeting for the following week to get a grasp on the situation.

Mr. Kish further stated that with the selection of VenuWorks as Arena management, getting a final contract, or an interim pre-opening contract, would embody their (VenuWorks) selection and moving forward. He stated fee negotiations and other contractual issues require longer time commitments to be done very well. Mr. Kish further stated several letters were received advising how to craft the fee, but not all letters were internally consistent. He again suggested convening in a week to discuss the negotiation of the VenuWorks contract, as well as the burst pipe situation at the old Executive Inn tower.

Mr. Goldman inquired if any of these discussions would require an Executive Session.

Mr. Kish responded that he did not believe contract negotiations could be discussed in Executive Session.

Mr. Salmon stated he was not aware of any exceptions that would allow that type of discussion in Executive Session.

Mr. Goldman instructed the other Commissioners to consult their calendars and the Department will coordinate such a meeting. He further inquired if the fire alarms were still functioning in the old Executive Inn tower.

Mr. Kish responded that the power should still be on, however the flow detectors with the water off.

Mr. Goldman inquired if a fire were to breakout in the old Executive Tower would there be notification.

Mr. Kish responded that he had no firsthand knowledge, but he will ask the question.

Ms. Abel stated that she spoke with Mr. Scott last week. She stated that he will be providing a written timeline to move forward, having received additional guarantee from the IHODA for one of his loans. He is in the process of completing process of receiving loan, though closing date was unknown.

**Adjournment**

With no further business to come before the Commission, Mr. Goldman adjourned the meeting.

Respectfully submitted,

  
\_\_\_\_\_  
Jody Phillips, Secretary